IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.6921 OF 2004

The Manager, Hotel Triveni).. Petitioner

Versus

Mumtaz Hamid Sheikh).. Respondent

Mr.S.R.Gaubavale for the Petitioner.

CORAM: SMT.NISHITA MHATRE, J.

DATED: 25TH AUGUST 2004

P.C.:

. The Petitioner challenges the order dated 1st July 2004 passed by the Labour Court, Kolhapur in Reference (IDA) No.14 of 1991 refusing to permit additional evidence. The Respondent had alleged that her services had been terminated orally by the Petitioner. This fact was denied by the Petitioner in the Written Statement. Evidence of both parties was led. After the matter was closed for evidence and it was fixed for arguments on 1st February 2004, an application was made on 23rd June 2004 by the Petitioner requesting that it be permitted to "lead more oral evidence in the matter to help decide controversy in the matter".

2. The Labour Court has rightly refused this application. There are no particulars at all disclosed

in the application as to what was the nature of additional evidence which the Petitioner wanted to bring on record. The Labour Court has rightly turned down the application as the Petitioner would attempt to fill in the lacunae in its evidence. I see no reason to interfere with the findings of the Labour Court. Hence, Writ Petition rejected.

3. Parties may be provided an authenticated copy of this order.